

2003 DRAFTING REQUEST**Bill**Received: **01/30/2003**Received By: **jkuesel**Wanted: **As time permits**

Identical to LRB:

For: **Samantha Kerkman (608) 266-2530**By/Representing: **Sarah**This file may be shown to any legislator: **NO**Drafter: **jkuesel**

May Contact:

Addl. Drafters:

Subject: **Elections - miscellaneous**

Extra Copies:

Submit via email: **YES**Requester's email: **Rep.Kerkman@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Residency of election officials

Instructions:

Per 01 AB-339. P/C with Sarah, 2/12/03- limit only to residency of special registration deputies and officials who are appointed to fill temporary or permanent vacancies.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkuesel 02/25/2003	wjackson 02/27/2003					
/1			pgreensl 02/27/2003		amentkow 02/27/2003		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/2	jkuesel 03/03/2003	wjackson 03/03/2003	rschluet 03/03/2003	_____	sbasford 03/03/2003	mbarman 03/17/2003	

FE Sent For:

*None
needed*

<END>

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/1		1/2 WLj 3/3					
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/2	jkuesel 3/3		pgreensl 02/27/2003		amentkow 02/27/2003		
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02/27/2003 04:35:30 PM

Page 2

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12/1	jkuesel 2/25/1 Wlj 2/27						
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PS

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FE Sent For:

<END>

Today

2003
2001-2002 LEGISLATURE

-18631
LRB-1892/2

RMJ JTK: AMW
WLJ

2001 ASSEMBLY BILL 339

April 18, 2001 - Introduced by Representatives STARZYK, J. LEHMAN, TURNER, RYBA, VRAKAS, MILLER, HUBER, BALOW, GUNDERSON, STONE, WADE, OTT and SKINDRUD, cosponsored by Senators WIRCH, ROBSON, PLACHE and DARLING. Referred to Committee on Campaigns and Elections.

(regenerate)

1 AN ACT ~~to amend 7.30 (1), 7.30 (2) (a) and (b), 7.30 (4) (a), 7.30 (4) (b) 1. and 2.,~~
2 ~~7.30 (4) (c), 7.30 (5), 7.30 (6) (a), 7.30 (6) (c), 7.33 (2) and 60.24 (3) (a) of the~~
3 statutes; relating to: ~~appointment of election officials and staffing of polling~~
4 ~~places~~

Analysis by the Legislative Reference Bureau

Currently, the normal staffing level for a polling place is seven inspectors (poll workers), but the municipal governing body or, in cities having a population of more than 500,000, the board of election commissioners may reduce that number to three. If a municipal governing body designates a polling place to serve more than one ward or a municipality uses more than one voting machine at a polling place, the governing body or board of election commissioners may appoint additional election officials. A municipal governing body may provide for the selection of alternate officials. Municipal clerks and boards of election commissioners are directed to reassign inspectors from one polling place to another in order to ensure adequate staffing levels at all polling places.

Currently, election officials must be electors of the municipality in which the officials serve. In addition, election officials who serve at a polling place are generally required to be a qualified elector of the ward for which the polling place is established, whenever a municipality is divided into wards. However, special voter registration deputies who register electors at a polling place on election day, election officials who are appointed to work at a polling place that serves more than one ward, or election officials who are appointed to fill a temporary or permanent vacancy need

election officials who are
reassigned by a municipal
clerk or board of election
commissioners to correct
staffing deficiencies

ASSEMBLY BILL 339

not be electors of any particular ward, but must be electors of the municipality in which the election officials serve ^{they} ~~as~~ officials who are appointed to work at a

~~Election officials currently must be appointed from nominations submitted by local political party committeemen and committeewomen, but if there are no committeemen or committeewomen or if insufficient nominations are made, appointments may be made without regard to party affiliation.~~

This bill permits municipal governing bodies to provide for the appointment of reserve inspectors who are qualified electors of this state. Municipalities may use reserve inspectors in order to ensure adequate staffing at any polling place where the number of regularly appointed inspectors serving is insufficient to adequately serve the number of electors that are reasonably expected to vote. The reserve inspectors need not be appointed on the basis of party affiliation and need not be qualified electors of the specific municipality, ward, or area served by the polling place at which they serve. The reserve inspectors must take an oath of office. Their term of office under the bill is two years. This bill also provides that special voter registration deputies who register electors at a polling place on election day and election officials who are appointed to fill temporary or permanent vacancies need not be electors of the municipality in which the officials serve, but must be qualified electors of this state.

~~For further information see the local fiscal estimate, which will be printed as an appendix to this bill.~~

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 7.30 (1) of the statutes is amended to read:

7.30 (1) NUMBER. ~~There~~ Except as authorized or required under this subsection and ss. 7.15 (1) (k) and 7.32, there shall be 7 inspectors for each polling place at each election. In municipalities where voting machines are or any electronic voting system is used, the municipal governing body may reduce the number of inspectors to 5. A municipal governing body may provide for the appointment of additional inspectors whenever more than one voting machine is used or wards are combined under s. 5.15 (6) (b). A municipal governing body may provide for the appointment of reserve inspectors who may be called by the municipal clerk or board of election commissioners to serve at a polling place for any election in addition to the regularly appointed inspectors whenever the number of regularly appointed inspectors

ASSEMBLY BILL 339

1 serving that polling place is insufficient to adequately serve the number of electors
2 reasonably expected to vote at an election at that polling place. A municipal
3 governing body may provide by ordinance for the selection of alternate officials or the
4 selection of 2 sets of officials to work at different times on election day. Unless
5 officials are appointed without regard to party affiliation under sub. (4) (c) or reserve
6 inspectors are appointed under this subsection, additional officials shall be
7 appointed in such a manner that the total number of officials is an odd number and
8 the predominant party under sub. (2) is represented by one more official than the
9 other party.

10 SECTION 2. 7.30 (2) (a) and (b) of the statutes are amended to read:

11 7.30 (2) (a) Only election officials appointed under this section may conduct an
12 election. Except as authorized in otherwise provided in this paragraph and s. 7.15
13 (1) (k), each ~~inspector~~ election official shall be a qualified elector in of the ward for
14 which the polling place is established, or of one of the wards for which the polling
15 place is established whenever a polling place serves more than one ward. Special
16 registration deputies appointed under s. 6.55 (6) and, election officials serving more
17 than one ward or when necessary who are appointed to fill a vacancy under par. (b),
18 and reserve inspectors appointed under sub. (1) shall be qualified electors of the
19 state, but need not be a resident of that ward, but shall be a resident qualified
20 electors of the municipality. Special registration deputies may be appointed to serve
21 more than one polling place. All officials shall be able to read and write the English
22 language, be capable, and be of good understanding, and may not be a candidate for
23 any office to be voted for at an election at which they serve. In 1st class cities, they
24 may hold no public office other than notary public. Except for reserve inspectors
25 appointed under sub. (1) and except as authorized under sub. (4) (c), all inspectors

ASSEMBLY BILL 339

SECTION 2

1 shall be affiliated with one of the 2 recognized political parties which received the
2 largest number of votes for president, or governor in nonpresidential general election
3 years, in the ward or combination of wards served by the polling place at the last
4 election. The party which received the largest number of votes is entitled to one more
5 inspector than the party receiving the next largest number of votes at each polling
6 place. The same election officials may serve the electors of more than one ward where
7 wards are combined under s. 5.15 (6) (b). If a municipality is not divided into wards,
8 the ward requirements in this paragraph apply to the municipality at large.

9 restore
10 plain (b) When a vacancy occurs, the vacancy shall be filled by appointment of the
municipal clerk. ~~The Except for a reserve inspector appointed under sub. (1) a~~

11 vacancy shall be filled from the remaining names on the lists submitted under sub.
12 (4) or from additional names submitted by the chairperson of the county party
13 committee of the appropriate party under sub. (4) whenever names are submitted
14 under sub. (4) (d). If the vacancy is due to candidacy, sickness or any other temporary
15 cause, the appointment shall be a temporary appointment and effective only for the
16 election at which the temporary vacancy occurs. The same qualifications that
17 applied to original appointees shall be required of persons who fill vacancies.
18 Vacancies, except that a vacancy may be filled in cases of emergency or because of
19 time limitations by a person from another aldermanic district or ward within the
20 municipality by any qualified elector of this state without regard to the elector's
21 municipality of residence, if the elector meets the other qualifications.

22 ~~SECTION 3. 7.30 (4) (a) of the statutes is amended to read:~~

23 7.30 (4) (a) Except in cities where there is a board of election commissioners,
24 the mayor, president, or board chairperson of each municipality shall nominate to
25 the governing body no later than their last regular meeting in December of each

(End)

Section #. 7.30 (2) (a) of the statutes is amended to read:

7.30 (2) (a) Only election officials appointed under this section may conduct an election. Except ~~as authorized in s. 7.15 (1) (k), each inspector~~ otherwise provided in this paragraph and in ~~the election district, for which the polling place is established.~~ (election official) Special registration deputies appointed under s. 6.55 (6) and election officials who are appointed to fill a vacancy under par. (b) ~~shall be qualified electors of the state, but~~ qualified electors need not be a resident of the ward or wards, or the election district, but shall be a resident of the municipality. Special registration deputies may be appointed to serve more than one polling place. All officials shall be able to read and write the English language, be capable, and be of good understanding, and may not be a candidate for any office to be voted for at an election at which they serve. In 1st class cities, they may hold no public office other than notary public. Except as authorized under sub. (4) (c), all inspectors shall be affiliated with one of the 2 recognized political parties which received the largest number of votes for president, or governor in nonpresidential general election years, in the ward or combination of wards served by the polling place at the last election. The party which received the largest number of votes is entitled to one more inspector than the party receiving the next largest number of votes at each polling place. The same election officials may serve the electors of more than one ward where wards are combined under s. 5.15 (6) (b). If a municipality is not divided into wards, the ward requirements in this paragraph apply to the municipality at large.

History: 1971 c. 242; 1971 c. 304 s. 29 (1), (2); 1971 c. 336; 1973 c. 280, 334; 1975 c. 93, 101; 1977 c. 394, 427, 447; 1979 c. 89, 260, 355; 1983 a. 183, 484, 538; 1985 a. 131 s. 3; 1985 a. 304, 332; 1987 a. 391; 1989 a. 192, 359; 1995 a. 16 s. 2; 1997 a. 127; 1999 a. 182; 2001 a. 16, 109.



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-1863/1 2

JFK:wlj:pg

Wanted by Mon 3/3 - 3pm

2003 BILL

REGEN

- 1 AN ACT to amend 7.30 (2) (a) and (b) of the statutes; relating to: residency of
2 certain election officials.

Analysis by the Legislative Reference Bureau

Currently, election officials must be electors of the municipality in which the officials serve. In addition, election officials who serve at a polling place are generally required to be a qualified elector of the ward for which the polling place is established, whenever a municipality is divided into wards. However, special voter registration deputies who register electors at a polling place on election day, election officials who are appointed to work at a polling place that serves more than one ward, election officials who are reassigned by a municipal clerk or board of election commissioners to correct staffing deficiencies, or election officials who are appointed to fill a temporary or permanent vacancy need not be electors of any particular ward but they must be electors of the municipality in which the election officials serve. Officials who are appointed to work at a polling place that serves more than one ward must be electors at one of the wards served by the polling place.

This bill provides that special voter registration deputies who register electors at a polling place on election day and election officials who are appointed to fill a temporary or permanent vacancy need not be electors of the municipality in which the officials serve, but must be qualified electors of this state.

he or she serves

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

vacancy in an inspector (poll worker) position, the clerk, director or deputy

if a municipal clerk or executive director of a municipal board of election commissioners, or a deputy appointed by a municipal clerk or executive director, serves as a

BILL

1 SECTION 1. 7.30 (2) (a) and (b) of the statutes are amended to read:

2 7.30 (2) (a) Only election officials appointed under this section may conduct an
3 election. Except as authorized in otherwise provided in this paragraph and in s. 7.15

4 (1) (k), each ~~inspector~~ election official shall be a qualified elector of the ward or wards,
5 or the election district, for which the polling place is established. ^{A special} ~~Special~~ registration
6 ^{deputy who is} ~~deputies~~ appointed under s. 6.55 (6) ^{or an} ~~and~~ ^{official who is} ~~election officials who are~~ appointed to fill

7 a vacancy under par. (b) ~~shall be qualified electors of the state, but~~ need not be a ^{resident} ~~resident~~
8 ~~resident of the ward or wards, or the election district, but shall be a resident~~ ^{qualified}

9 ~~elector~~ of the municipality. Special registration deputies may be appointed to serve

10 more than one polling place. All officials shall be able to read and write the English

11 language, be capable, and be of good understanding, and may not be a candidate for

12 any office to be voted for at an election at which they serve. In 1st class cities, they

13 may hold no public office other than notary public. Except as authorized under sub.

14 (4) (c), all inspectors shall be affiliated with one of the 2 recognized political parties

15 which received the largest number of votes for president, or governor in

16 nonpresidential general election years, in the ward or combination of wards served

17 by the polling place at the last election. The party which received the largest number

18 of votes is entitled to one more inspector than the party receiving the next largest

19 number of votes at each polling place. The same election officials may serve the

20 electors of more than one ward where wards are combined under s. 5.15 (6) (b). If a

21 municipality is not divided into wards, the ward requirements in this paragraph

22 apply to the municipality at large.

23 (b) When a vacancy occurs, the vacancy shall be filled by appointment of the

24 municipal clerk. The vacancy shall be filled from the remaining names on the lists

25 submitted under sub. (4) or from additional names submitted by the chairperson of

except that if a municipal clerk or deputy clerk
serves as a registration deputy or is appointed to
fill a vacancy under par. (b), the clerk or deputy
clerk need not be a resident of the municipality,
but shall be a resident of the state

BILL

1 the county party committee of the appropriate party under sub. (4) whenever names
2 are submitted under sub. (4) (d). If the vacancy is due to candidacy, sickness or any
3 other temporary cause, the appointment shall be a temporary appointment and
4 effective only for the election at which the temporary vacancy occurs. The same
5 qualifications that applied to original appointees shall be required of persons who fill
6 vacancies. Vacancies, except that a vacancy may be filled in cases of emergency or
7 because of time limitations by a person from another aldermanic district or ward
8 within the municipality by any qualified elector of this state without regard to the
9 elector's municipality of residence, if the elector meets the other qualifications.

(END)

10
and if a municipal clerk or deputy clerk fills the
vacancy, the clerk or deputy may serve without
regard to the clerk's or deputy's

Barman, Mike

From: Kuesel, Jeffery
Sent: Monday, March 17, 2003 9:25 AM
To: Barman, Mike
Subject: FW: LRB 1863/2 -- residency of election officials

-----Original Message-----

From: Gilbert, Melissa
Sent: Monday, March 17, 2003 9:24 AM
To: Kuesel, Jeffery
Subject: LRB 1863/2 -- residency of election officials

Hi Jeffrey,

We are ready to introduce 1863/2. What do we need to do to get it jacketed ASAP? I think my boss deleted the electronic draft by accident (sorry).

Thanks,

Missy

Melissa L. Gilbert

Research Assistant

Office of Rep. Samantha Kerkman

608-266-2530